

STATEMENT OF PURPOSE

RS18833

Current Idaho law requires that repeat DUI offenders serve a license suspension of at least one year with no driving privileges whatever. Until June 6, 2008, federal law required that the one-year absolute suspension of driving privileges be imposed on repeat DUI offenders in order for a state to avoid a transfer of a portion of its federal highway funds. That federal law has now been amended to allow states the option of granting limited driving privileges to repeat DUI offenders who have served an absolute suspension of at least 45 days. This bill would allow judges to grant restricted driving privileges to DUI offenders, including repeat offenders, who are participants in good standing in drug courts or DUI courts. Such privileges could be granted only to those participants who have served at least 45 days of the drivers license suspension with no privileges whatever, had provided proof of liability insurance in the amounts required by law, and whose vehicles were equipped with an ignition interlock system. The limited driving privileges could be used only for the purpose of getting to and from work, school, or an alcohol treatment program.

FISCAL NOTE

This bill would involve some limited cost for the revision of the forms used to provide information to persons who have been arrested for DUI and are being asked to submit to evidentiary testing for alcohol concentration. Funds for the ignition interlock devices would be drawn from the Court Interlock Device and Electronic Monitoring Device Fund which is created in each county by I.C. 18-8010, and which is supported by a \$15.00 fee paid by each person found guilty of a DUI offense.

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